



08-01-05

JPW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Donald K. Wright et al.

Examiners: Piazza Corcoran;
Gladys Josefina

Serial No.: 10/039,527

Filing Date: November 7, 2001

Issued: March 8, 2005

U.S. Patent No.: 6,863,754

Art Group: 1733

Atty. Docket No.: 21276.01.9053

Confirmation No. 8833

Title: **APPARATUS AND METHOD FOR MANUFACTURING RECLOSABLE
BAGS UTILIZING ZIPPER MATERIAL**

Mail Stop PETITION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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Date of Deposit: July 29, 2005

I hereby certify that this paper is being deposited with the U.S. Postal Service "Express Mail Post Office to Addresses" service under 37 C.F.R. Section 1.10 on the 'Date of Deposit', indicated above, and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Name of Depositor: Barbara Hannon

(print or type)

Signature:

Barbara Hannon

RESPONSE TO REQUIREMENT FOR INFORMATION

Dear Sir:

This response is being concurrently submitted with a Certificate of Correction for correction of the claim of priority under CFR §1.78(a)(2) for the above-issued patent.

Applicants filed a petition on September 24, 2004, to correct an unintentionally delayed claim under 35 U.S.C. § 120 for the benefit of prior-filed nonprovisional Application Serial No. 09/415,696, filed October 12, 1999. The petition was dismissed by the Office resulting in Applicants filing a renewed petition on February 22, 2005.

Applicants received a Requirement for Information notice from the Office dated June 6, 2005, in which the Office stated that Applicants' renewed petition did not reach the Office in time prior the above-identified application issuing as U.S. Patent No. 6,863,754. In the Requirement for Information notice, the Office asks Applicants to file a Certificate of Correction, by which the claim of priority on the face of the issued patent can be corrected.

Accordingly, Applicants are concurrently submitting herewith as an attached paper, a Certificate of Correction by which the claim of priority on the face of the issued patent is corrected.

Applicants respectfully submit that the Certificate of Correction should be issued without any expense to the Applicants under 37 CFR § 1.322, because the filing thereof is now necessitated through the fault of the Office as clearly expressed in the Request for Information notice. According to the Office, Applicants' renewed petition did not reach the appropriate official in sufficient time to aver the issuance of the application into the issued patent. However, Applicants timely filed the renewed petition for claiming priority on February 22, 2005. Accordingly, the necessity for filing the Certificate of Correction is clearly through the fault of the Office. Therefore, under 37 CFR § 1.322, Applicants submit that the Certificate of Correction should be issued without any expense to the Applicants. However, should the Office disagree with the Applicants regarding the fee for filing the Certificate of Correction, the Commissioner is authorized to charge Deposit Account No. 22-0259.

Applicants respectfully request a favorable decision on the renewed petition for claiming priority in the present application. Applicants also respectfully request entry of the attached Certificate of Correction upon a favorable decision on the renewed petition. If there are any questions or comments regarding this response, the Examiner is encouraged to contact the undersigned at 312-609-7848.

Respectfully submitted,

By: Robert S. Beiser
Robert S. Beiser
Reg. No. 28,687

Date: July 28, 2005

Vedder, Price, Kaufman & Kammholz, P.C.
222 North LaSalle Street
Chicago, IL 60601
(312) 609-7848
FAX: (312) 609-5005



6,863,754 B2

21276.01.9053

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	Examiner: Piazza Corcoran,
)	Gladys Josefina
Donald K. Wright, et al.)	
)	
U.S. Patent No.: 6,863,754)	
)	
Issued: March 8, 2005)	REQUEST FOR CERTIFICATE OF
)	CORRECTION OF PATENT FOR PTO
For: APPARATUS AND)	MISTAKE 37 CFR § 1.322(a)
METHOD FOR)	
MANUFACTURING)	
RECLOSABLE BAGS)	
UTILIZING ZIPPER MATERIAL)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attn: Certificate of Correction Branch

Express Mail No. EL 982266245 US
I hereby certify that this paper (Request For Cert. Of
Correction) and Certificate of Correction (1 page) are
being deposited with the United States Postal Service as
Express Mail Post Office to Addressee : Comm. For
Patents, P.O. Box 1450, Alexandria, VA 22313-1450,
Cert. of Corr., Branch.
7-29-05 *Barbara Hanson*
Date

Sir:

Attached is Form PTO/SB/44 with errors and changes requested. The exact location where the errors occur in the Certificate of Correction is on the face of the patent, under "Related U.S. Application Data."

Please send the corrected Certificate to:

Robert S. Beiser, Esq.
Vedder, Price, Kaufman & Kammholz, P.C.
222 North LaSalle Street, 24th Floor
Chicago, IL 60601

The Commissioner is hereby authorized to charge any additional fees to Deposit Account Number 22-0259.

6,863,754 B2

PATENT

21276.01.9053

Respectfully submitted,

VEDDER, PRICE, KAUFMAN & KAMMHOLZ, P.C.

Date: 7/28/05

By: Robert S. Beiser
Robert S. Beiser
Reg. No. 28,687

Attorney for Assignee
222 N. LaSalle St.
Chicago, IL 60601
Telephone: 312-609-7848
Facsimile: 312-609-5005
Customer No. 23418
Atty. Docket: 21276.01.9053

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**Page 1 of 1

PATENT NO. : 6,863,754
APPLICATION NO.: 10/039,527
ISSUE DATE : March 8, 2005
INVENTOR(S) : Donald K. Wright, et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the face of the patent, under "Related U.S. Application Data", please add the following after "1988" and before the period ending the sentence:

-- and is a continuation-in-part of U.S. Patent Application Serial No. 09/415,696, filed October 12, 1999. --

MAILING ADDRESS OF SENDER (Please do not use customer number below):

Robert S. Beiser, Vedder, Price, Kaufman & Kammholz, P.C.
222 N. LaSalle St.
Chicago, IL 60601

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 1 of 1

PATENT NO. : 6,863,754

APPLICATION NO.: 10/039,527

ISSUE DATE : March 8, 2005

INVENTOR(S) : Donald K. Wright, et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the face of the patent, under "Related U.S. Application Data", please add the following after "1988" and before the period ending the sentence:

-- and is a continuation-in-part of U.S. Patent Application Serial No. 09/415,696, filed October 12, 1999. --

MAILING ADDRESS OF SENDER (Please do not use customer number below):

Robert S. Beiser, Vedder, Price, Kaufman & Kammholz, P.C.
222 N. LaSalle St.
Chicago, IL 60601

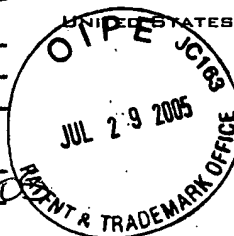
This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKETED

CLIENT Com Pac
FILE NO. 21276.01.9053
DUE DATE Jul 1, 2005
BY [Signature] DATE 6/27/05



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RSB

VEDDER PRICE KAUFMAN & KAMMHOLZ
222 N. LASALLE STREET
CHICAGO, IL 60601

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JUN 06 2005

OFFICE OF PETITIONS

In re Application of
Donald K. Wright, et al.
Application No. 10/039,527
Filed: November 7, 2001
Attorney Docket No. 212760.01.9053

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:
: REQUIREMENT FOR INFORMATION
:
:

A petition was filed, on September 24, 2004, under 37 CFR 1.78(a)(3) to accept an unintentionally delayed claim under 35 U.S.C. 120 for the benefit of prior-filed nonprovisional Application No. 09/415,696, filed October 12, 1999. The petition was dismissed in a decision mailed January 14, 2005. On February 22, 2005, a renewed petition under 37 CFR 1.78(a)(3) was filed.

The decision on the renewed petition is being held in abeyance for a period of TWO MONTHS from the date of this communication to permit petitioner to address the following matter.

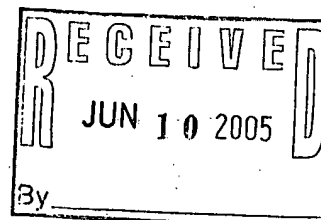
As stated above, the renewed petition was filed on February 22, 2005. However, the petition did not reach the appropriate official in sufficient time to avert the issuance of the application into U.S. Patent No. 6,863,754 on March 8, 2005. Therefore, petitioner is encouraged to submit a Certificate of Correction (fee \$100) to include the benefit claim for Application No. 09/415,696, filed October 12, 1999.

The response to this Requirement for Information should include a cover letter entitled "Response to Requirement for Information."

At the end of the two month period specified above, a decision will be rendered on the petition under 37 CFR 1.78(a)(3) as supplemented by any information submitted in response to this Requirement for Information.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITION
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

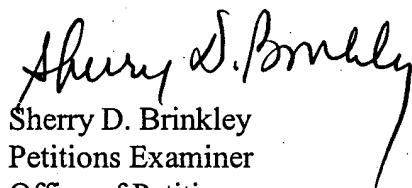


By hand:

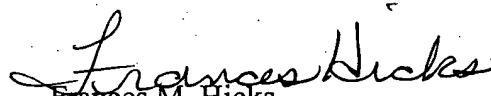
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop PETITION
Randolph Building
401 Dulany Street
Alexandria, VA 22314

The centralized facsimile number is (703) 872-9306.

Any questions concerning this matter may be directed to Sherry D. Brinkley at (571) 272-3204.



Sherry D. Brinkley
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy



Frances M. Hicks
Lead, Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

Attachment: Blank Certificate of Correction Form